THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.13889 of 1997

Dated : 03.08.2007

Between:

Banala Monaiah @ Mohan Reddy S/o Narsaiah and others.

..... PETITIONERS

And:

The Revenue Divisional Officer, Nalgonda Mandal and District and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

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ORDER:

Petitioners were statedly assigned the land admeasuring 86 square yards, 78 square yards and 80 square yards of land in Sy.No.1517 of Panagal village of Nalgonda Mandal, and they stated to have put up temporary structures and living therein. While so, respondents 1 and 2 demolished the structures raised by the petitioners without any enquiry or notice, and thereafter affixed notice at the land in question, purported to be issued under Section 7 of the Andhra Pradesh Land Encroachment Act, 1905. Questioning the same, the present writ petition is filed.

Despite service of notices, respondents have not chosen to file

counter.

Heard the learned counsel for both the parties.

This Court, while issuing rule nisi, directed the respondents not to dispossess the petitioners from out of the lands assigned in favour of the petitioners. Though the structures raised by the petitioners were demolished, by virtue of interim order granted by this Court, they were allowed to continue to be in possession of the said lands and subsequently petitioners also stated to have raised constructions and thus are living therein.

In the light of the said interim order and as further constructions were stated to have been raised by the petitioners, respondents are hereby directed not to interfere with the possession of the petitioners in respect of the lands in question without following due process of law.

Accordingly, the writ petition is disposed of. There shall be no order as to costs.

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sh 03.08.2007